

ORIGINAL

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A.W. Chesterton Company

FILED

DISTRICT COURT OF GUAM

NOV - 1 2005 *gf*

MARY L.M. MORAN
CLERK OF COURT

IN THE DISTRICT COURT OF GUAM

CESS NAVARRO OLMO and RONNIE
PASCUAL FERRERAS,

Plaintiffs,

vs.

A.P. GREEN INDUSTRIES, INC., A.P.
GREEN SERVICES, INC., A.W.
CHESTERTON COMPANY, AMCHEM
PRODUCTS, INC., ARMSTRONG WORLD
INDUSTRIES, INC., ASBESTOS CLAIMS
MANAGEMENT CORPORATION,
BABCOCK & WILCOX COMPANY,
COMBUSTION ENGINEERING, INC., DOW
CHEMICAL COMPANY, DRESSER
INDUSTRIES, INC., FELITALLIC, INC.,
FLINTKOTE COMPANY, FOSTER
WHEELER CORP., GAF CORPORATION,
GARLOCK, INC., GEORGIA-PACIFIC
CORPORATION, HARBISON-WALKER
REFRATORIES CO., HONEYWELL
INTERNATIONAL, INC., JOHN CRANE,
INC., KAISER GYPSUM COMPANY, INC.,
METROPOLITAN LIFE INSURANCE
COMPANY, OWENS CORNING, OWENS-
ILLINOIS, INC., PITTSBURG CORNING
CORPORATION, QUIGLEY COMPANY,
INC., UNITED STATES GYPSUM
COMPANY, and VIACOM, INC.,

Defendants.

CIVIL CASE NO. CV05-00025

AFFIDAVIT OF RICHARD HOYLE

I, Richard Hoyle, declare:

1. I am a United States Citizen over the age of eighteen years.
2. I am President and Chief Executive Officer of A.W. Chesterton Company, ("Chesterton").
3. I make this affidavit in support of Chesterton's Motion to Dismiss the above titled action. Except for those matters stated on information and belief, I have personal knowledge of the matters stated herein. As to those matters stated on information and belief, I am informed and believe them to be true.
4. Chesterton is a corporation incorporated under the laws of the Commonwealth of Massachusetts, with its principal offices in Stoneham, Massachusetts. Based on my knowledge, information, and belief, Chesterton has always been incorporated in Massachusetts.
5. Chesterton is not incorporated on Guam and based on my knowledge, information and belief, Chesterton has never been incorporated on Guam.
6. Chesterton has no office, telephone account, telephone listing or mailing address on Guam and based on my knowledge, information and belief, Chesterton has never had any office, telephone account, telephone listing or mailing address on Guam.
7. Chesterton has no bank account on Guam and based on my knowledge, information and belief, Chesterton has never had a bank account on Guam.
8. Chesterton does not advertise on Guam and based on my knowledge, information and belief, Chesterton has never advertised on Guam.
9. Chesterton is not qualified or licensed to do business on Guam and based on my knowledge, information and belief, Chesterton has never been qualified or licensed to do business on Guam.


10. Chesterton does not conduct any business on Guam and based on my knowledge, information and belief, Chesterton has never conducted any business on Guam.

11. None of Chesterton's officers, directors, employees or agents reside on Guam or are domiciled on Guam and based on my knowledge, information and belief, none of Chesterton's officers, directors, employees or agents have ever resided on Guam or been domiciled on Guam while they were employed by Chesterton.

12. Chesterton does not own any real or personal property on Guam and based on my knowledge, information and belief, Chesterton has never owned any real or personal property on Guam.

13. Although some Chesterton products may ultimately reach Guam, Chesterton does not engage in any direct sales or marketing on Guam and based on my knowledge, information and belief, Chesterton has never engaged in any direct sales or marketing on Guam.

Executed this 28th day of October 2005.


Richard Hoyle
President and Chief Executive Officer
A.W. Chesterton Company